

General Docket
United States Court of Appeals for the Eleventh Circuit

Court of Appeals Docket #: 25-10858
Nature of Suit: 3370 Other Fraud
 KP Investments Miami, LLC v. Mario Mirabal
Appeal From: Southern District of Florida
Fee Status: Fee Paid

Docketed: 03/14/2025
Termed: 05/27/2025

Case Type Information:

- 1) Private Civil
- 2) Federal Question
- 3) -

Originating Court Information:

District: 113C-1 : [1:25-cv-20688-JEM](#)
Civil Proceeding: Jose E. Martinez, U.S. District Judge
Date Filed: 02/14/2025
Date NOA Filed:
 03/13/2025

Prior Cases:

None

Current Cases:

	Lead	Member	Start	End
Associated	25-10858	25-10862	05/01/2025	
	25-10858	25-11120	05/01/2025	
	25-10858	25-11182	05/01/2025	
	25-10858	25-11183	05/01/2025	
Related	25-10858	25-11254	04/07/2025	
	25-10862	25-11120	03/28/2025	
	25-10862	25-11182	04/11/2025	
	25-10862	25-11752	05/22/2025	

KP INVESTMENTS MIAMI, LLC

Appellee

Plaintiff -

Kenneth Damas
 Direct: 305-460-1119
 [NTC Retained]
 Damas Law
 300 SEVILLA AVE STE 306
 CORAL GABLES, FL 33134

versus

MARIO MIRABAL

Appellant

Defendant -

Mario Mirabal
 Direct: 786-479-6596
 [NTC Pro Se]
 563 W 49TH ST
 MIAMI BEACH, FL 33140

KP INVESTMENTS MIAMI, LLC,

Plaintiff - Appellee,

versus

MARIO MIRABAL,

Defendant - Appellant.

- 03/14/2025 ☐ [1](#) CIVIL APPEAL DOCKETED. Notice of appeal filed by Appellant Mario Mirabal on 03/13/2025. Fee Status: Fee Paid. Awaiting Appellant's Certificate of Interested Persons due on or before 04/07/2025 as to Appellant Mario Mirabal. Awaiting Appellee's Certificate of Interested Persons due on or before 04/15/2025 as to Appellee KP Investments Miami, LLC. [Entered: 03/18/2025 09:34 AM]
20 pg, 1.53 MB
- 03/26/2025 ☐ [2](#) *MOTION for leave to file under seal and request for in- camera review under protective order filed by Appellant Mario Mirabal. Opposition to Motion is Unknown [2]* [Entered: 03/31/2025 10:46 AM]
4 pg, 863.59 KB
- 03/31/2025 ☐ [3](#) Notice that no action will be taken on Motion for leave to file under seal and request for in- camera review under protective order filed by Appellant Mario Mirabal. [2](#)
Reason(s) no action being taken on filing(s): The filing is deficient for failure to comply with this Court's rules on Certificates of Interested Persons and Corporate Disclosure Statements. [See](#) 11th Cir. R. 26.1-1.. [Entered: 03/31/2025 10:49 AM]
2 pg, 114.11 KB
- 04/03/2025 ☐ [4](#) Appellant's Certificate of Interested Persons and Corporate Disclosure Statement filed by Appellant Mario Mirabal. [Entered: 04/08/2025 03:31 PM]
10 pg, 299.2 KB
- 04/03/2025 ☐ [6](#) *MOTION to seal filed by Appellant Mario Mirabal. Opposition to Motion is Unknown [6]* [Entered: 04/08/2025 03:39 PM]
31 pg, 2.6 MB
- 04/07/2025 ☐ [9](#) Notice that no action will be taken on Petition for Writ of Mandamus filed by Appellant Mario Mirabal. Reason(s) no action being taken on filing(s): The filing is deficient for failure to comply with this Court's rules on Certificate of Compliance. [See](#) FRAP 32(g)(1).. [Entered: 04/16/2025 01:11 PM]
34 pg, 1.43 MB
- 04/08/2025 ☐ 5 TRANSCRIPT ORDER form filed by Party Mario Mirabal. No transcript is required for appeal purposes. [Entered: 04/08/2025 03:32 PM]
- 04/08/2025 ☐ [7](#) Appellant's brief filed by Mario Mirabal. Service date: 04/03/2025 [25-10858] Attorney for Appellee: Damas - US mail. [Entered: 04/08/2025 04:00 PM]
23 pg, 985.86 KB
- 04/08/2025 ☐ [8](#) Returned Mail was received for Attorney Kenneth Damas for Appellee KP Investments Miami, LLC. IN RE: 4/7/2025 Civil - Notice of Docketing. [Entered: 04/08/2025 04:05 PM]
5 pg, 300.93 KB
- 04/16/2025 ☐ 10 NOTICE OF CERTIFICATE OF INTERESTED PERSONS (CIP) DEFICIENCY issued to Kenneth Damas for KP Investments Miami, LLC. You have failed to complete the Web-Based CIP on the Court's website and have not filed the standalone CIP. If you are an appellant or petitioner, pursuant to 11th Cir. Rules 26.1-5(c) and 42-1(b), this appeal will be dismissed without further notice upon the expiration of 14 days from the date of this notice unless you remedy the default(s). [Entered: 04/16/2025 01:57 PM]
- 04/16/2025 ☐ [11](#) Notice of Mandatory ECF sent to Mario Mirabal. Once a non-incarcerated pro se party has registered to use the ECF system, such party is required to do so. Paper filings will not be accepted [Entered: 04/16/2025 04:28 PM]
1 pg, 90.88 KB
- 04/21/2025 ☐ [13](#) *Redacted MOTION to seal filed by Appellant Mario Mirabal in 25-10858, 25-10862, Petitioner Mario Mirabal in 25-11120, 25-11182, 25-11183. Opposition to Motion is Unknown [13]* [25-10858, 25-10862, 25-11120, 25-11182, 25-11183] [Entered: 05/01/2025 04:43 PM]
9 pg, 1.1 MB
- 04/21/2025 ☐ [12](#) Notice of receipt: objection to the ECF requirement as to Appellant Mario Mirabal in 25-10858, 25-10862, Petitioner Mario Mirabal in 25-11120, 25-11182, 25-11183.. [25-10858, 25-10862, 25-11120, 25-11182, 25-11183] [Entered: 05/01/2025 04:35 PM]
4 pg, 687.24 KB
- 04/21/2025 ☐ [14](#) *Unredacted MOTION to seal filed by Appellant Mario Mirabal in 25-10858, 25-10862, Petitioner Mario Mirabal in 25-11120, 25-11182, 25-11183. Opposition to Motion is Unknown [14]* [25-10858, 25-10862, 25-11120, 25-11182, 25-11183] [Entered: 05/01/2025 04:47 PM]
2 pg, 58.33 KB
- 04/21/2025 ☐ [15](#) *Unredacted MOTION to consolidate appeals 25-10862, 25-11120, 25-11182 and 25-11183 filed by Appellant Mario Mirabal in 25-10858, 25-10862, Petitioner Mario Mirabal in 25-11120, 25-11182, 25-11183. Opposition to Motion is Unknown [15]* [25-10858, 25-10862, 25-11120, 25-11182, 25-11183] [Entered: 05/02/2025 10:23 AM]
20 pg, 521 KB
- 04/21/2025 ☐ [16](#) *Redacted MOTION to consolidate appeals 25-10862, 25-11120, 25-11182 and 25-11183 filed by Appellant Mario Mirabal in 25-10858, 25-10862, Petitioner Mario Mirabal in 25-11120, 25-11182, 25-11183. Opposition to Motion is Unknown [16]* [25-10858, 25-10862, 25-11120, 25-11182, 25-11183] [Entered: 05/02/2025 11:45 AM]
21 pg, 1.3 MB
- 05/15/2025 ☐ [19](#) *MOTION for relief from judgment or order of lower court filed by Appellant Mario Mirabal. Opposition to Motion is Unknown [19]* [Entered: 05/23/2025 10:11 AM]
81 pg, 3.16 MB
- 05/19/2025 ☐ [17](#) ORDER: Motion to seal documents filed by Appellant Mario Mirabal is DENIED. [\[14\]](#); Motion to consolidate appeals filed by Appellant Mario Mirabal is DENIED. [\[16\]](#) ENTERED FOR THE COURT - BY DIRECTION. (See attached order for complete text) [Entered: 05/19/2025 05:19 PM]
3 pg, 291.2 KB
- 05/22/2025 ☐ [18](#) Briefing Notice issued to Appellee KP Investments Miami, LLC. Appellee's brief is due on or before 06/23/2025. Created Awaiting Supplemental Appendix on 06/02/2025 as to Appellee KP Investments
2 pg, 92.82 KB

Miami, LLC. [Entered: 05/22/2025 03:57 PM]

- 05/22/2025 ☐ [20](#) *"Appellant's Motion for Default Relief Based on Failure to to Cure CIP Deficiency and Fraud Upon the Court Under Rule 60(d)(d)" filed by Appellant Mario Mirabal. [20]* [Entered: 05/23/2025 01:23 PM]
11 pg, 5.02 MB
- 05/22/2025 ☐ [21](#) Duplicate Emergency Petition for Writ of Mandamus filed by Appellant Mario Mirabal. [Entered: 05/23/2025 02:23 PM]
20 pg, 2.9 MB
- 05/22/2025 ☐ [22](#) Notice of receipt of "Protective Notice of Federal Seal Obligation and Request for Administrative Hold on Entry No. 14" received from Appellant Mario Mirabal. [Entered: 05/27/2025 10:10 AM]
4 pg, 452.6 KB
- 05/27/2025 ☐ 23 Notice that no action will be taken on the "Protective Notice of Federal Seal Obligation and Request for Administrative Hold on Entry No. 14" filed by Appellant Mario Mirabal. The appellant can file a motion if he seeks relief from the Court.
[Entered: 05/27/2025 10:13 AM]
- 05/27/2025 ☐ [24](#) ORDER: Pursuant to the 11th Cir. R. 42-2(c), this appeal is DISMISSED for want of prosecution because the appellant Mario Mirabal failed to file an appendix within the time fixed by the rules [\[20\]](#) [\[19\]](#) [Entered: 05/27/2025 10:16 AM]
2 pg, 105.77 KB
- 05/29/2025 ☐ [25](#) Notice that no action will be taken on the appellant's supplemental judicial notices because this appeal is closed.
[Entered: 05/29/2025 03:43 PM]
23 pg, 4.2 MB
- 06/02/2025 ☐ [26](#) *"Emergency Rule 27 Motion to Stay State Court Case" filed by Appellant Mario Mirabal. [26]* [Entered: 06/03/2025 08:41 AM]
37 pg, 9.63 MB
- 06/03/2025 ☐ 27 Notice that no action will be taken on the appellant's "Emergency Rule 27 Motion to Stay State Court Case" because this appeal is closed. [\[26\]](#)
[Entered: 06/03/2025 08:45 AM]
- 06/05/2025 ☐ [28](#) *"Emergency Motion for En Banc Review to Preserve Jurisdiction, Correct Clerk-Level Suppression, and Resolve Inconsistent Treatment of Fraud-on-the-Court Filings" filed by Appellant Mario Mirabal. [28]* [Entered: 06/09/2025 03:22 PM]
22 pg, 4.65 MB
- 06/09/2025 ☐ 29 Notice that no action will be taken on the appellant's "Emergency Motion for En Banc Review to Preserve Jurisdiction, Correct Clerk-Level Suppression, and Resolve Inconsistent Treatment of Fraud-on-the-Court Filings" because this appeal is closed. [\[28\]](#)
[Entered: 06/09/2025 03:25 PM]
- 06/13/2025 ☐ [30](#) Notice of receipt of "En Banc Addendum" from Appellant Mario Mirabal. [Entered: 06/13/2025 04:08 PM]
68 pg, 7.79 MB
- 06/13/2025 ☐ 31 Notice that no action will be taken on the "En Banc Addendum" received from the appellant because this appeal is closed.
[Entered: 06/13/2025 04:12 PM]
- 06/26/2025 ☐ [32](#) *"Emergency Rule 27(d) Motion-Correction of Docket Record Across Consolidated Appeals and Petitions" by Appellant Mario Mirabal. [32]* [Entered: 06/27/2025 10:51 AM]
23 pg, 4.33 MB
- 06/27/2025 ☐ 33 Notice that no action will be taken on the appellant's "Emergency Rule 27(d) Motion-Correction of Docket Record Across Consolidated Appeals and Petitions" because this appeal is closed. [\[32\]](#)
[Entered: 06/27/2025 10:54 AM]
- 07/10/2025 ☐ [34](#) *"Motion for Supervisory Review by Chief Judge" filed by Appellant Mario Mirabal. [34]* [Entered: 07/10/2025 02:00 PM]
11 pg, 2.72 MB
- 07/10/2025 ☐ 35 Notice that no action will be taken on the "Motion for Supervisory Review by Chief Judge" [\[34\]](#) filed by Appellant Mario Mirabal because this appeal is closed.
[Entered: 07/10/2025 02:03 PM]
- 07/16/2025 ☐ [36](#) *"Emergency Rule 27 Motion to Compel En Banc Review of Patterned Suppression, with Request to Disqualify Prior Panel from Adjudicating this Petition" filed by Appellant Mario Mirabal. [36]* [Entered: 07/16/2025 04:14 PM]
15 pg, 2.68 MB
- 07/16/2025 ☐ 37 Notice that no action will be taken on the Appellant's "Emergency Rule 27 Motion to Compel En Banc Review of Patterned Suppression, with Request to Disqualify Prior Panel from Adjudicating this Petition" because this appeal is closed. [\[36\]](#)
[Entered: 07/16/2025 04:16 PM]
- 07/18/2025 ☐ [38](#) *"Emergency Rule 27(d) Motion to Investigate Retroactive Docket Tampering and Request for En Banc Review and Judicial Reassment of All Rulings Based on Suppressed Record" filed by Appellant Mario Mirabal. [38]* [Entered: 07/18/2025 02:50 PM]
25 pg, 7.26 MB
- 07/18/2025 ☐ 39 Notice that no action will be taken on Appellant's "Emergency Rule 27(d) Motion to Investigate Retroactive Docket Tampering and Request for En Banc Review and Judicial Reassment of All Rulings Based on

Suppressed Record" because this appeal is closed. [\[38\]](#)
[Entered: 07/18/2025 02:54 PM]

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